

February 14, 2005

The President
The White House

Submitted for your consideration is a request for fiscal year 2005 supplemental appropriations totaling \$81.9 billion to fund ongoing military operations in the War on Terror, reconstruction activities in Afghanistan, tsunami relief and reconstruction, and other purposes. This request is in addition to the \$25 billion already appropriated for fiscal year 2005 War on Terror costs.

Approximately \$75 billion of the new supplemental request is for the Department of Defense (DOD); over \$5 billion is for international functions, including the Department of State; about \$1 billion is for multi-agency tsunami relief efforts; and nearly \$0.4 billion for other agencies, including the Department of Energy and the Department of Homeland Security (U.S. Coast Guard) for counter-terrorism efforts to support the War on Terror. The major categories of funding are listed below.

Military and Intelligence Operations

- This request seeks \$36.3 billion to fund combat operations in support of Operation Iraqi Freedom and Operation Enduring Freedom during FY 2005. The two key elements in this category, mostly borne within the Army, are for pay and operational costs -- such as food, water, spare parts, transportation, logistics support, and equipment repairs.
- This category also seeks funding for a range of other items including: medical benefits and welfare/morale programs for the military; higher fuel costs; new military construction in theater; intelligence activities supporting the War on Terror and combat operations in Iraq; and an enhanced death benefit for the survivors of service members killed while serving our country.

Equipment and Force Structure Changes

- The request seeks \$5.0 billion for Army "Modularity," a multi-year plan to restructure the Army's forces by creating new more flexible and self-sufficient brigade-sized units. The first three units that will be converted will be deployed into Iraq on an accelerated schedule, which is why we are relying on supplemental funds. When completed, Modularity will also increase the number of active Army combat brigades by 30 percent and reorganize the remainder of active, guard, and reserve combat and support forces. An additional \$0.3 billion requested for the Marine Corps will help implement organizational changes to increase their combat effectiveness and improve rotation cycles.
- The request also seeks \$5.4 billion to refurbish or replace equipment that is worn-out or damaged from operating in harsh conditions in Iraq and Afghanistan, and \$3.3 billion to improve the protection of our forces by adding armor to all convoy trucks and buying Armored Security Vehicles, night vision equipment, and helicopter survivability systems.

Iraq and Afghanistan Security Forces and Supporting Coalition Partners Training and Equipping

- The request proposes two new flexible DOD accounts to support a robust effort to build Iraqi and Afghan security forces: the Iraq Security Forces Fund (\$5.7 billion) and the Afghan Security Forces Fund (\$1.3 billion).

- The proposal also includes \$2.0 billion for our coalition partners' activities in direct support of our military operations, including Pakistan's counter-terrorist operations along its border with Afghanistan and for the Polish forces in Iraq.

International Affairs and Reconstruction Activities

- The request contains \$5.6 billion for international affairs activities. This includes State Department embassy construction and operations in Iraq. It also seeks aid for critical partners in the War on Terror; expanded reconstruction, police training and equipping, and counter-drug activities in Afghanistan; support for Palestinian efforts to build a democratic state; and activities and programs that the FY 2005 Budget did not anticipate - such as the humanitarian crisis in Darfur, Sudan and the establishment of several new international peacekeeping missions in Haiti, Burundi, Cote d'Ivoire, the Congo, and Sudan. These efforts not only assure the delivery of critical humanitarian supplies, they also provide an important alternative to deploying U.S. forces.

Indian Ocean Tsunami Relief

- The proposal includes \$950 million to replenish agency costs incurred in the relief effort and to fund longer term reconstruction programs in the affected countries. The United States initially pledged \$350 million to cover agency relief and recovery efforts. The supplemental will seek an additional \$600 million for relief and longer-term reconstruction programs. Of the \$950 million, about \$700 million will go to the State Department/USAID for relief and reconstruction, about \$226 million will cover DOD's relief operations, and \$23 million will provide for expanded U.S. tsunami warning capabilities.

This request is for the purpose of fulfilling known and urgent requirements that cannot reasonably be met through the use of existing agency funds. I recommend that you designate the specific proposals contained in this transmittal as emergency requirements.

I have carefully reviewed these proposals and am satisfied that they are necessary at this time.

Therefore, I join the heads of the affected Departments and agencies in recommending you transmit the proposals to the Congress.

Sincerely,

/signed/

Joshua B. Bolten
Director

TITLE I
DEPARTMENT OF DEFENSE
MILITARY PERSONNEL

Military Personnel, Army

For an additional amount for "Military Personnel, Army," \$13,298,942,000.

This request would provide \$13.3 billion for pay, allowances, subsistence, and other Army personnel costs for Active component troops and Guard and Reserve troops activated for duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. This proposal includes funding for special pays, including Imminent Danger pay, Family Separation Allowance, foreign language proficiency pay, and Hardship Duty pay. To sustain the readiness levels of deploying units, resources are provided to pay personnel affected by military stop-loss programs and personnel maintained on active duty above the normal end-strength levels. The request also includes funding for increased unemployment compensation costs associated with demobilization of Reserve Component members, and additional retention incentives for Special Operations Forces.

Funds would also be available for extra reimbursement payments to the Servicemember's Group Life Insurance (SGLI) program and for enhanced payments for certain death gratuities. In special recognition of Servicemembers who have made the ultimate sacrifice in the War on Terror, this package includes language that would allow DoD to increase to \$500,000 the amount that can be paid to the surviving families. This \$500,000 amount is a combination of a \$100,000 death gratuity (increased from \$12,420) and \$400,000 of elective coverage under SGLI (increased from \$250,000 maximum coverage).

This proposal would restore funds transferred out early in the fiscal year through approved reprogrammings that were necessary to meet urgent force protection and war-related requirements.

DEPARTMENT OF DEFENSE
MILITARY PERSONNEL

Military Personnel, Navy

For an additional amount for "Military Personnel, Navy," \$524,980,000.

This request would provide \$525 million for pay, allowances, subsistence, and other Navy personnel costs for Active component troops and Reserve troops activated for duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. This proposal provides funding for special pays, including Imminent Danger pay, Family Separation Allowance, foreign language proficiency pay, and Hardship Duty pay. It also includes funding for increased unemployment compensation costs associated with demobilization of Reserve Component members, and additional retention incentives for Special Operations Forces. Funds would also be available for extra reimbursement payments to the Servicemember's Group Life Insurance (SGLI) program and for enhanced payments for certain death gratuities. In special recognition of Servicemembers who have made the ultimate sacrifice in the War on Terror, this package includes language that would allow DoD to increase to \$500,000 the amount that can be paid to the surviving families. This \$500,000 amount is a combination of a \$100,000 death gratuity (increased from \$12,420) and \$400,000 of elective coverage under SGLI (increased from \$250,000 maximum coverage).

DEPARTMENT OF DEFENSE
MILITARY PERSONNEL

Military Personnel, Marine Corps

For an additional amount for "Military Personnel, Marine Corps," \$1,246,126,000.

This request would provide \$1.2 billion for pay, allowances, subsistence, and other Marine Corps personnel costs for Active component troops and Reserve troops activated for duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. This proposal provides funding for special pays, including Imminent Danger pay, Family Separation Allowance, foreign language proficiency pay, and Hardship Duty pay. To sustain the readiness levels of deploying units, resources are included to pay personnel affected by military stop-loss programs and personnel maintained on active duty above the normal end-strength levels. It also includes funding for increased unemployment compensation costs associated with demobilization of Reserve Component members.

Funds would also be available for extra reimbursement payments to the Servicemember's Group Life Insurance (SGLI) program and for enhanced payments for certain death gratuities. In special recognition of Servicemembers who have made the ultimate sacrifice in the War on Terror, this package includes language that would allow DoD to increase to \$500,000 the amount that can be paid to the surviving families. This \$500,000 amount is a combination of a \$100,000 death gratuity (increased from \$12,420) and \$400,000 of elective coverage under SGLI (increased from \$250,000 maximum coverage).

This proposal would restore funds transferred out early in the fiscal year through approved reprogrammings that were necessary to meet urgent force protection and war-related requirements.

DEPARTMENT OF DEFENSE
MILITARY PERSONNEL
Military Personnel, Air Force

For an additional amount for "Military Personnel, Air Force," \$1,316,572,000.

This request would provide \$1.3 billion for pay, allowances, subsistence, and other Air Force personnel costs for Active component troops and Guard and Reserve troops activated for duty in Iraq, Afghanistan, and other areas around the world in support of Operation Iraqi Freedom and Operation Enduring Freedom. This proposal provides funding for special pays, including Imminent Danger pay, Family Separation Allowance, foreign language proficiency pay, and Hardship Duty pay. It also includes funding for increased unemployment compensation costs associated with demobilization of Reserve Component members, and additional retention incentives for Special Operations Forces.

Funds would also be available for extra reimbursement payments to the Servicemember's Group Life Insurance (SGLI) program and for enhanced payments for certain death gratuities. In special recognition of Servicemembers who have made the ultimate sacrifice in the War on Terror, this package includes language that would allow DoD to increase to \$500,000 the amount that can be paid to the surviving families. This \$500,000 amount is a combination of a \$100,000 death gratuity (increased from \$12,420) and \$400,000 of elective coverage under SGLI (increased from \$250,000 maximum coverage).

DEPARTMENT OF DEFENSE
MILITARY PERSONNEL

Reserve Personnel, Army

For an additional amount for "Reserve Personnel, Army," \$39,627,000.

This request would provide \$39.6 million to fund additional recruiting and retention bonuses to sustain Army Reserve force levels, and for foreign language proficiency pay. This proposal also includes funding for pay, allowances, and other personnel costs associated with a surge in training prior to mobilization.

DEPARTMENT OF DEFENSE
MILITARY PERSONNEL

Reserve Personnel, Navy

For an additional amount for "Reserve Personnel, Navy," \$9,411,000.

This request would provide an additional \$9.4 million to Reserve Personnel, Navy for foreign language proficiency pay. This proposal also includes funding for the pay, allowances, and other personnel costs associated with a surge in training prior to mobilization.

DEPARTMENT OF DEFENSE
MILITARY PERSONNEL

Reserve Personnel, Marine Corps

For an additional amount for "Reserve Personnel, Marine Corps," \$4,015,000.

This request would provide an additional \$4 million to Reserve Personnel, Marine Corps for foreign language proficiency pay. This proposal also includes funding for pay, allowances, and other personnel costs associated with the Marine Corps force restructuring.

DEPARTMENT OF DEFENSE
MILITARY PERSONNEL

Reserve Personnel, Air Force

For an additional amount for "Reserve Personnel, Air Force," \$130,000.

This request would provide an additional \$130,000 to Reserve Personnel, Air Force for foreign language proficiency pay.

DEPARTMENT OF DEFENSE
MILITARY PERSONNEL

National Guard Personnel, Army

For an additional amount for "National Guard Personnel, Army," \$429,200,000.

This request would provide \$429.2 million for additional recruiting and retention bonuses to sustain Army Guard force levels, and for foreign language proficiency pay. This proposal also includes funding for pay, allowances, and other personnel costs associated with a surge in training prior to mobilization.

DEPARTMENT OF DEFENSE
MILITARY PERSONNEL

National Guard Personnel, Air Force

For an additional amount for "National Guard Personnel, Air Force," \$91,000.

This would provide an additional \$91,000 to the National Guard Personnel, Air Force for foreign language proficiency pay.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Army

For an additional amount for "Operation and Maintenance, Army," \$17,267,304,000.

This request would provide \$17.3 billion to fund Army activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. This funding would support the Army's efforts to bring peace and stability to Iraq and Afghanistan. This proposal also includes necessary resources to cover costs associated with support for Active and mobilized Reserve and National Guard personnel, including travel and per diem. It also includes funding for operations, such as incremental ground operations, flying hours, logistics support, fuel purchases, base support, and over-ocean transportation. In addition, this proposal would finance the repair and refurbishment of equipment used in Iraq and Afghanistan, and support the Army's transformation of its forces under its Modularity plan.

This request includes: a reimbursement of \$83 million, which is the Army's share of the drawdown currently authorized under the Afghanistan Freedom Support Act of 2002; \$400 million to support the lift and sustainment costs of coalition partners; and, \$354 million to finance continuing requirements of the Commander's Emergency Response Program.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Navy

For an additional amount for "Operation and Maintenance, Navy," \$3,423,501,000.

This request would provide \$3.4 billion to fund Navy activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. This funding would support the Navy's efforts to bring peace and stability to Iraq and Afghanistan.

This proposal includes necessary resources to cover costs associated with support for Active and mobilized Reserve personnel, including travel and per diem; and operations, such as incremental flying hours, ship steaming days, contractor logistics support, fuel purchases, base support, depot maintenance, and over-ocean transportation. The funding requested also includes a reimbursement of \$83 million, which is the Navy's share of the drawdown currently authorized under the Afghanistan Freedom Support Act of 2002.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Marine Corps

For an additional amount for "Operation and Maintenance, Marine Corps," \$970,464,000.

This request would provide \$970.5 million to fund Marine Corps activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. This funding would support the Marine Corps' efforts to bring peace and stability to Iraq and Afghanistan.

This proposal includes necessary resources to cover costs associated with support for Active and mobilized Reserve personnel, including travel and per diem; and operations, such as incremental ground operations, logistics support, fuel purchases, base support, depot maintenance, and over-ocean transportation.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Air Force

For an additional amount for "Operation and Maintenance, Air Force," \$5,601,510,000.

This request would provide \$5.6 billion to fund Air Force activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. This funding would support the Air Force's effort to bring peace and stability to Iraq and Afghanistan.

This proposal includes necessary resources to cover costs associated with personnel support costs for Active and mobilized Reserve and National Guard personnel, including travel and per diem; and operations, such as incremental flying hours, special airlift missions, contractor logistics support, fuel purchases, base support, depot maintenance, and for over-ocean transportation. This request also includes a reimbursement of \$83 million, which is the Air Force's share of the drawdown currently authorized under the Afghanistan Freedom Support Act of 2002.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Defense-Wide

For an additional amount for "Operation and Maintenance, Defense-Wide," \$3,521,327,000, of which -

(1) not to exceed \$25,000,000 may be used for the Combatant Commander Initiative Fund, to be used in support of Operation Iraqi Freedom and Operation Enduring Freedom; and

(2) up to \$1,370,000,000, to remain available until expended, may be used for payments to reimburse Pakistan, Jordan, and other key cooperating nations, for logistical, military, and other support provided, or to be provided, to United States military operations, notwithstanding any other provision of law: Provided, That such payments may be made in such amounts as the Secretary of Defense, with the concurrence of the Secretary of State, and in consultation with the Director of the Office of Management and Budget, may determine, in his discretion, based on documentation determined by the Secretary of Defense to adequately account for the support provided, and such determination is final and conclusive upon the accounting officers of the United States, and 15 days following notification to the appropriate congressional committees: Provided further, That the Secretary of Defense shall provide quarterly reports to the Committees on Appropriations on the use of funds provided in this paragraph.

This request would provide \$3.5 billion to support Operation Iraqi Freedom and Operation Enduring Freedom. This request includes funds for: operations; transportation; supplies and equipment; depot maintenance; and command, control, and intelligence capabilities. It would also fund the communication backbone and continuing support for voice, video, and data systems management, transmission and satellite services. In addition, this request would finance continuing support for contract audit, contract management, media, military tribunals, family support counseling, and critical infrastructure protection. It also includes \$200 million to support the lift and sustainment costs of coalition partners.

The additional funding authorized for the Combatant Commander Initiative Fund supports unforeseen low-cost, high-benefit initiatives that enhance joint warfighting capabilities in support of Operation Iraqi Freedom and Operation Enduring Freedom.

The request would also fund payments to key cooperating nations (e.g., Pakistan, Jordan) and coalition countries providing logistical, military, or other support to U.S. military operations in support of Operations Iraqi Freedom and Operation Enduring Freedom. Such support includes transportation into the theater, providing supplies to coalition forces in the theater, and helping coalition forces with communication support.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Office of the Inspector General

For an additional amount for "Office of the Inspector General," \$148,000.

This request would provide \$148,000 to fund premium pay, travel, and per diem costs for the Inspector General's criminal investigative personnel involved in efforts directly supporting the War on Terror in Iraq and Afghanistan.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Army Reserve

For an additional amount for "Operation and Maintenance, Army Reserve," \$8,154,000.

This request would provide \$8.2 million to fund Army Reserve activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. This funding would support the Army Reserve's effort to bring peace and stability to Iraq and Afghanistan.

This proposal would provide necessary funds for unit training prior to the mobilization date and the transportation costs for cross-leveling equipment to alerted units. It also would fund the replacement of logistics systems that are no longer serviceable.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Navy Reserve

For an additional amount for "Operation and Maintenance, Navy Reserve," \$75,164,000.

This request would provide \$75.2 million to fund Navy Reserve activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. This funding would support the Navy Reserve's effort to bring peace and stability to Iraq and Afghanistan.

This proposal includes necessary resources for costs associated with Reserve squadron flying hours and support for mobilized Reserve personnel, including travel and per diem for Navy Reserve trainers for pre-deployment training, and operations.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Marine Corps Reserve

For an additional amount for "Operation and Maintenance, Marine Corps Reserve," \$24,920,000.

This request would provide \$24.9 million to fund Marine Corps Reserve activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. This funding would support the Marine Corps Reserve's effort to bring peace and stability to Iraq and Afghanistan.

This proposal includes necessary resources to cover the costs associated with the support for mobilized Reserve personnel, including travel and per diem for Marine Corps trainers for pre-deployment training; and operations.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Army National Guard

For an additional amount for "Operation and Maintenance, Army National Guard," \$188,779,000.

This request would provide \$188.8 million to fund Army National Guard activities in support of Operation Iraqi Freedom and Operation Enduring Freedom. This funding would support the Army National Guard's effort to bring peace and stability to Iraq and Afghanistan.

This proposal provides necessary resources to fund: Army National Guard activities, -including costs associated with family readiness programs for mobilizing and demobilizing units; alerted unit training; transportation for cross-leveling equipment to alerted units; and support of the Army's Modularity Initiative. The request also would increase funding for Army National Guard recruiting and retention initiatives.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Drug Interdiction and Counter-Drug Activities, Defense
(Including Transfer of Funds)

For an additional amount for "Drug Interdiction and Counter-Drug Activities, Defense," \$257,000,000: Provided, That these funds may be used for such activities related to Afghanistan and the Central Asia area: Provided further, That the Secretary of Defense may transfer the funds provided herein only to appropriations for military personnel; operation and maintenance; procurement; and research, development, test, and evaluation: Provided further, That the funds transferred shall be merged with and be available for the same purposes and for the same time period as the appropriation to which transferred: Provided further, That the transfer authority provided in this paragraph is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: Provided further, That not to exceed \$70,000,000 of the funds provided herein may be used to reimburse fully this account for obligations incurred for the purposes provided under this heading prior to enactment of this Act.

This request would provide \$257 million to fund training, equipment, intelligence, infrastructure, and information operations related to the campaign against narcotics trafficking and narcotics-related terrorist activities, as well as support for counter-drug activities in Afghanistan and the Central Asia area. Of this amount, \$70 million will be used to restore funding to other DoD counternarcotics

activities from which funds were cashflowed to finance the emerging and higher-priority needs of counter-drug assistance to Afghanistan. Borrowing from other counternarcotics programs enabled DoD to begin implementation of the Administration's accelerated assistance to Afghanistan immediately. Supplemental funds and enhanced authorities are required because the full scope of the narcotics problem in Afghanistan, and the opportunities to be exploited by a rapid, large-scale, coordinated response by the United States and our Coalition partners, became evident only after the base FY 2005 counter-drug program was completed.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Defense Health Program

For an additional amount for "Operation and Maintenance, Defense Health Program," \$175,550,000.

This request would provide \$175.6 million for medical costs related to patient transportation, blood services, and other medical related activities not covered by other operational resources. In addition, it would provide for health care for activated reservists and their families, and resources to allow military hospitals to contract for civilian medical staff to backfill deployed active duty medical staff.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Overseas Humanitarian, Disaster, and Civic Aid

For an additional amount for "Overseas Humanitarian, Disaster, and Civic Aid," \$10,000,000, to remain available until September 30, 2006.

The request would provide \$10.0 million to the Overseas Humanitarian, Disaster, and Civic Aid account. This proposal would restore baseline funding for Combatant Commanders' humanitarian assistance programs directed at shaping the international security environment by promoting peace, stability, and good will in Iraq, Afghanistan, and other areas around the world.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Afghanistan Security Forces Fund
(Including Transfer of Funds)

For the "Afghanistan Security Forces Fund," \$1,285,000,000, to remain available until expended: Provided, That such funds shall be available to the Secretary of Defense, notwithstanding any other provision of law, for the purpose of allowing the Commander, Combined Forces Command-Afghanistan, or the Secretary's designee, to provide assistance to the security forces of Afghanistan including the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, and construction, and funding: Provided further, That the authority to provide assistance under this section is in addition to any other authority to provide assistance to foreign nations: Provided further, That the Secretary of Defense may allocate such funds to any appropriations available to the Department of Defense or to any other Federal account to accomplish the purposes provided herein: Provided further, That this allocation transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: Provided further, That contributions of funds for the purposes provided herein from any person, foreign government, or international organization may be credited to this Fund, and used for such purposes.

This request would provide \$1.3 billion to the Combined Forces Command - Afghanistan to accelerate efforts to provide assistance to Afghan Security Forces (including military, protective services, and border personnel) so that they can increasingly assume responsibility for their nation's security.

Assistance provided, directly or through contracts, can include training, equipping, and deploying Afghan security forces, providing increased counterinsurgency capability for these forces, and assisting Afghanistan in the building of infrastructure and capabilities so that the Afghan government can begin to train, equip, and operate its own security forces. The request of \$1.3 billion supports:

- the continued development, support, and training of the Afghan National Army at a simultaneous training rate of five Kandaks; and
- the development of training institutions, sustainment capacity, command and control capabilities, and quick-response improvements for all the security forces.

While these activities are the basis for requesting funds, the Commander on the ground and the Chief of Mission are seeking flexibility to respond to conditions as they change. For example, if a new type of military capability is necessary, the Administration wants to be positioned to transfer funds to meet those needs quickly and effectively.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Iraq Security Forces Fund
(Including Transfer of Funds)

For the "Iraq Security Forces Fund," \$5,700,000,000, to remain available until expended: Provided, That such funds shall be available to the Secretary of Defense, notwithstanding any other provision of law, for the purpose of allowing the Commander, Multi-National Security Transition Command - Iraq, or the Secretary's designee, to provide assistance to the security forces of Iraq including the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, and construction, and funding: Provided further, That the authority to provide assistance under this section is in addition to any other authority to provide assistance to foreign nations: Provided further, That the Secretary of Defense may allocate such funds to any appropriations available to the Department of Defense or to any other Federal account to accomplish the purposes provided herein: Provided further, That this allocation transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: Provided further, That contributions of funds for the purposes provided herein from any person, foreign government, or international organization may be credited to this Fund, and used for such purposes.

This request would provide \$5.7 billion to the Multi-National Security Transition Command - Iraq to accelerate efforts to provide assistance to Iraqi Security Forces (including, among others, police, military, protective services, and border personnel) so that they can increasingly assume responsibility for their nation's security.

The Iraqi Interim and Transitional Governments, with Coalition assistance, have fielded over 90 battalions in order to provide security within Iraq during a period of an intense counterinsurgency campaign that was designed to suppress the development of democracy. All but one of these 90 battalions, however, are lightly equipped and armed, and have very limited mobility and sustainment capabilities. These limitations, coupled with a more resilient insurgency than anticipated when the Iraqi Security Forces were initially designed, have led the Prime Minister of Iraq to request forces that can participate in the "hard end" of the counterinsurgency, and to do so quickly.

Assistance provided, directly or through contracts, can include training, equipping, and deploying Iraqi security forces, providing increased counterinsurgency capability for these forces, and assisting Iraq in the building of infrastructure and capabilities so that the Iraqi government can begin to train, equip, and operate and sustain its own security forces. The request of \$5.7 billion supports:

- training, equipment, spare parts, and infrastructure for two Iraqi Army mechanized forces;
- training, equipment, and initial support for Iraqi Army units, to include transportation and logistical battalions;
- infrastructure and support for Special Operations Forces;

- development of sustainment, training and communications capabilities within Iraqi Security forces;
- the addition of 400 Iraqi Police Liaison Officers;
- equipment and infrastructure for Iraqi Special Police Battalions; and
- the operation and maintenance of police academies.

While these activities are the basis for requesting funds, the commander on the ground and the Chief of Mission are seeking flexibility to respond to conditions as they change. For example, if police units can be trained more rapidly or conditions indicate a type of capability is necessary, the Administration wants to be positioned to transfer funds to meet those needs quickly and effectively.

DEPARTMENT OF DEFENSE
PROCUREMENT

Aircraft Procurement, Army

For an additional amount for "Aircraft Procurement, Army," \$458,677,000, to remain available until September 30, 2007.

This request would provide \$458.7 million to fund Army procurement of Blackhawk and Apache aircraft destroyed in Iraq, as well as various modifications for aircraft survivability.

DEPARTMENT OF DEFENSE
PROCUREMENT

Missile Procurement, Army

For an additional amount for "Missile Procurement, Army," \$294,036,000, to remain available until September 30, 2007.

This request would provide \$294 million to fund Army procurement of replacement missiles and missile components such as Javelin, Army Tactical Missile System, and Tube-Launched, Optically-Guided, Wire-Controlled missiles.

DEPARTMENT OF DEFENSE
PROCUREMENT

Procurement of Weapons and Tracked Combat Vehicles, Army

For an additional amount for "Procurement of Weapons and Tracked Combat Vehicles, Army," \$2,425,207,000, to remain available until September 30, 2007.

This request would provide the Army \$2.4 billion to:

- refurbish tracked vehicles that experienced major wear and tear from use in Iraq and Afghanistan, primarily M2/M3 Bradleys and armored recovery vehicles;
- support Army Modularity by upgrading M1 Abrams tanks, converting M2/M3 Bradley armored personnel carriers to the A3 version, adding armor and associated upgrades to M113 personnel carriers, and upgrading M88 armored recovery vehicles to the A2 improved version; and
- execute various soldier protection initiatives improving armored vehicle survivability, including reactive armor tiles for Bradley personnel carriers, Common Remotely Operated Weapons System (CROWS) units to minimize exposure of crews to enemy fire, gunner protection kits, and other measures.

DEPARTMENT OF DEFENSE
PROCUREMENT

Procurement of Ammunition, Army

For an additional amount for "Procurement of Ammunition, Army," \$475,000,000, to remain available until September 30, 2007.

This request would provide \$475 million to fund Army procurement of conventional ammunition to replace ammunition expended in Operation Iraqi Freedom and provide training ammunition for new Modular brigades.

DEPARTMENT OF DEFENSE
PROCUREMENT

Other Procurement, Army

For an additional amount for "Other Procurement, Army," \$5,316,405,000, to remain available until September 30, 2007.

This request would provide the Army \$5.3 billion to:

- refurbish or replace a large number of wheeled Army vehicles, including High Mobility Multi-Purpose Wheeled Vehicles, medium and heavy trucks, and various trailers which experienced high levels of wear and tear during operations in Iraq and Afghanistan;
- acquire tactical radios, Global Command and Control System elements, battle management systems, and C4I equipment;
- provide Armored Security Vehicles to provide better protection for convoy operations, add-on armor for trucks, Tactical Unmanned Aerial Vehicles, night vision devices, and other force protection needs; and
- replace generators, water systems, medical equipment, the Forward Repair System, various equipment spares, and for other activities, described in a classified narrative supporting this requirement.

DEPARTMENT OF DEFENSE
PROCUREMENT

Aircraft Procurement, Navy

For an additional amount for "Aircraft Procurement, Navy," \$200,295,000, to remain available until September 30, 2007.

This request would provide \$200.3 million to fund Navy procurement of items such as: targeting pods; CH-53E helicopter night vision systems; various countermeasure dispensing systems; Advanced Tactical Reconnaissance Airborne System recorders; fuel tank foam systems; armor and ballistic protection kits; EA-6B frequency improvement upgrades; EP-3 electronic attack enhancements; air ambulance support upgrades; and various other critical components to support operational needs.

DEPARTMENT OF DEFENSE
PROCUREMENT

Weapons Procurement, Navy

For an additional amount for "Weapons Procurement, Navy," \$71,600,000, to remain available until September 30, 2007.

This request would provide \$71.6 million to Weapons Procurement, Navy, and includes funding to replace Hellfire missiles and procure replacement machine guns lost in the War on Terror.

DEPARTMENT OF DEFENSE
PROCUREMENT

Procurement of Ammunition, Navy and Marine Corps

For an additional amount for "Procurement of Ammunition, Navy and Marine Corps," \$133,635,000, to remain available until September 30, 2007.

This request would provide \$133.6 million to the Navy and Marine Corps to procure conventional ammunition expended in the War on Terror, and to provide training ammunition for new Marine Corps units.

DEPARTMENT OF DEFENSE
PROCUREMENT

Other Procurement, Navy

For an additional amount for "Other Procurement, Navy," \$85,672,000, to remain available until September 30, 2007.

This request would provide \$85.7 million to fund Navy procurement of items such as radios, vehicles, construction and maintenance equipment, shipboard protection kits, security equipment, and various other items based on operational needs in the War on Terror.

DEPARTMENT OF DEFENSE
PROCUREMENT

Procurement, Marine Corps

For an additional amount for "Procurement, Marine Corps," \$2,974,045,000, to remain available until September 30, 2007.

This request would provide \$3.0 billion to the Marine Corps for:

- refurbishment or replacement of worn out vehicles and equipment, including Light Armored Vehicles, High Mobility Multi-Purpose Wheeled Vehicles (HMMWVs), various trucks, and other equipment;
- procurement of various force protection equipment, including UpArmored HMMWVs (UAHs) to improve convoy security, add-on-armor kits for HMMWVs and trucks to enhance crew protections, tactical radios, small arms, night vision equipment, and Explosive Ordnance Disposal systems; and

- initial procurement supporting Marine Corps Force Structure changes.

DEPARTMENT OF DEFENSE
PROCUREMENT

Aircraft Procurement, Air Force

For an additional amount for "Aircraft Procurement, Air Force," \$269,241,000, to remain available until September 30, 2007.

This request would provide \$269.2 million to fund Air Force procurement of Large Aircraft Infrared Countermeasures, other aircraft countermeasure systems, Global Hawk spares, C-5 missile warning systems, ballistic armor systems, combat identification upgrades, and other items based on operational needs.

DEPARTMENT OF DEFENSE
PROCUREMENT

Procurement of Ammunition, Air Force

For an additional amount for "Procurement of Ammunition, Air Force," \$6,998,000, to remain available until September 30, 2007.

This request would provide almost \$7 million to the Air Force for demolition munitions and individual weapons upgrades to support the War on Terror.

DEPARTMENT OF DEFENSE
PROCUREMENT

Other Procurement, Air Force

For an additional amount for "Other Procurement, Air Force," \$2,834,328,000, to remain available until September 30, 2007.

This request would provide \$2.8 billion to fund Air Force procurement of items, such as cargo pallets, nets, communications equipment, construction vehicles, explosive ordnance disposal

equipment, and other items based on operational needs, as well as other items described in a classified narrative supporting this requirement.

DEPARTMENT OF DEFENSE
PROCUREMENT

Procurement, Defense-Wide

For an additional amount for "Procurement, Defense-Wide," \$591,327,000, to remain available until September 30, 2007.

This request would provide \$591.3 million for specific Special Operations Command, Defense Information Services Agency (DISA), and various supporting communications and intelligence efforts. Funds would be used to support Special Operations Command efforts through procurement of MC-130, AC-130, and helicopter modifications; vehicle add-on armor; night vision systems; radios; C4I equipment; and ammunition to replace anticipated expenditures. In addition, this proposal includes funding for Special Operations Forces intelligence systems improvements, and various classified equipment.

This proposal would also support procurement of equipment to improve DISA's Combat Support Directorate communications and computer security. Additional types of equipment for intelligence systems are described in a classified narrative supporting this request.

DEPARTMENT OF DEFENSE
RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Research, Development, Test, and Evaluation, Army

For an additional amount for "Research, Development, Test, and Evaluation, Army," \$25,170,000, to remain available until September 30, 2006.

This request would provide an addition \$25.2 million for Research, Development, Test, and Evaluation, Army. This proposal would fund the development of various efforts to support Modularity expansion, as well as measures to combat the proliferation and use of improvised explosive devices, specifically new change detection technologies and airborne sensors.

DEPARTMENT OF DEFENSE
RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Research, Development, Test, and Evaluation, Navy

For an additional amount for "Research, Development, Test, and Evaluation, Navy," \$179,051,000, to remain available until September 30, 2006.

This request would provide an addition \$179.1 million for Research, Development, Test, and Evaluation, Navy. This proposal would fund the development of measures to defeat the proliferation and use of improvised explosive devices, as well as test a new type of infrared countermeasure system for the CH-53 helicopter. It also funds other items described in a classified narrative supporting this requirement.

DEPARTMENT OF DEFENSE
RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Research, Development, Test, and Evaluation, Air Force

For an additional amount for "Research, Development, Test, and Evaluation, Air Force," \$102,540,000, to remain available until September 30, 2006.

This request would provide \$102.5 million for Research, Development, Test, and Evaluation, Air Force to fund the development of the Global Hawk, as well as upgrades to secure communications capabilities for use in high risk areas, and for classified items. Additional details about this request are provided in supporting classified documents.

DEPARTMENT OF DEFENSE
RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Research, Development, Test, and Evaluation, Defense-Wide

For an additional amount for "Research, Development, Test, and Evaluation, Defense-Wide," \$153,561,000, to remain available until September 30, 2006.

This request would provide an additional \$153.6 million for Research, Development, Test, and Evaluation, Defense-Wide. This request would fund the development of measures to counter the proliferation and use of improvised explosive devices, as well as the development of the Joint

Automated Deep Operations Coordination System. This request includes other items described in a classified narrative supporting this requirement.

DEPARTMENT OF DEFENSE
MILITARY CONSTRUCTION

Military Construction, Army

For an additional amount for "Military Construction, Army," \$990,100,000, to remain available until September 30, 2009: Provided, That such funds may be used to carry out planning and design and military construction projects not otherwise authorized by law.

This request would provide in total an additional \$990.1 million to Military Construction, Army. This proposal would finance various Army military construction projects to support U.S. troops in Iraq and Afghanistan (\$687.3 million). These funds will provide force protection measures, temporary billeting, power generation, medical facilities, and operational facilities and improved logistics.

This request also supports the Army's Modularity initiative (\$261.0 million). With the Army's current Brigade/Division structure being replaced with the new Brigade Combat Team - Unit of Action (BCT(UA)), temporary stationing actions are resulting in increased soldier population at several installations. This proposal will allow the Army to provide temporary facilities, and in some very limited cases, permanent facilities required to station these BCT(UA)s. These facilities include barracks, administrative space, vehicle maintenance facilities, aviation facilities, mobilization-demobilization barracks, and community support facilities. In addition, this proposal would provide funds to construct a permanent detention facility and a security fence at Guantanamo Bay, Cuba (\$41.8 million).

DEPARTMENT OF DEFENSE
MILITARY CONSTRUCTION

Military Construction, Navy

For an additional amount for "Military Construction, Navy," \$107,380,000, to remain available until September 30, 2009: Provided, That such funds may be used to carry out planning and design and military construction projects not otherwise authorized by law.

This request would provide an additional \$107.4 million for Military Construction, Navy. These resources are necessary to finance construction of billeting facilities and security fencing at Camp Lemonier, Djibouti (\$32.4 million), and to construct facilities at Camp Lejeune, North Carolina,

Camp Pendleton, California, and Twenty-Nine Palms, California to support Marine Corps force restructuring (\$75.0 million).

DEPARTMENT OF DEFENSE
MILITARY CONSTRUCTION

Military Construction, Air Force

For an additional amount for "Military Construction, Air Force," \$301,520,000, to remain available until September 30, 2009: Provided, That notwithstanding any other provision of law, such funds may be used to carry out planning and design and military construction projects not otherwise authorized by law.

This request would provide \$301.5 million to Military Construction, Air Force. These funds are required to finance various military construction projects to support U.S. troops in Central Command's Area of Responsibility in support of Operation Iraqi Freedom, Operation Enduring Freedom, and the War on Terror. Projects include intelligence, tactical, medical, and support facilities.

DEPARTMENT OF DEFENSE
REVOLVING AND MANAGEMENT FUNDS

National Defense Sealift Fund

For an additional amount for "National Defense Sealift Fund," \$32,400,000, to remain available until expended.

This request would provide an additional \$32.4 million to the National Defense Sealift Fund for maintenance and repairs of the Ready Reserve Fleet, and other surge ships required as a result of increased operating tempo.

DEPARTMENT OF DEFENSE
REVOLVING AND MANAGEMENT FUNDS

Defense Working Capital Fund

For an additional amount for "Defense Working Capital Fund," \$1,311,300,000.

This request would provide an additional \$1.3 billion for Defense Working Capital Fund. This proposal would fund increased fuel costs (\$842.3 million) incurred by the Defense Logistics Agency (DLA) and the Military Sealift Command (\$67.0 million); and, costs associated with a new mission for the DLA previously performed by the Army - the delivery of fuel by truck to Iraq from Kuwait and Turkey (\$402.0 million).

OTHER INDEPENDENT AGENCIES

Intelligence Community Management Account

For an additional amount for "Intelligence Community Management Account," \$250,300,000, of which \$181,000,000 is to remain available until September 30, 2006.

This request would provide \$250.3 million to support the initial establishment of the Office of the Director of National Intelligence (ODNI) and other projects, including construction of a new facility to house the ODNI, expanded National Counterterrorism Center, and other intelligence community elements. Funding would also support additional information sharing and horizontal integration efforts. Additional details are provided in the classified narrative supporting this request.

DEPARTMENT OF DEFENSE

GENERAL PROVISIONS

Sec. ____ . Upon his determination that such action is necessary in the national interest, the Secretary of Defense may transfer between appropriations up to \$5,000,000,000 of the funds made available to the Department of Defense in this Act: Provided, That the Secretary shall notify the Congress promptly of each transfer made pursuant to this authority: Provided further, That the transfer authority provided in this section is in addition to any other transfer authority available to the Department of Defense: Provided further, That the authority in this section is subject to the same terms and conditions as the authority provided in section 8005 of the Department of Defense Appropriations Act, 2005, except for the fourth proviso.

This proposed section would provide the Department with needed flexibility by allowing up to \$5 billion of the funds appropriated in this Act to be transferred between accounts. The Secretary of Defense will notify the Congress promptly of all such transfers, and this transfer authority will be in addition to any other transfer authority provided the Department.

Sec. ____ . Section 8005 of the Department of Defense Appropriations Act, 2005 (Public Law 108-287; 118 Stat. 969), is amended by striking "\$3,500,000,000" and inserting in lieu thereof "\$6,000,000,000".

This proposed section would provide the Department with needed flexibility by allowing up to \$6 billion of the funds appropriated to the Department to be transferred between accounts. The additional authority would give the Secretary the necessary flexibility to accommodate changing circumstances as the War on Terror is prosecuted. The Department must have the ability to respond in a timely manner to urgent requirements in support of deployed forces, such as force protection, and support to Homeland Defense under Operation Noble Eagle.

Sec. ____ . During fiscal year 2005, the Secretary of Defense may transfer amounts in or credited to the Defense Cooperation Account, pursuant to 10 U.S.C. 2608, to such appropriations or funds of the Department of Defense as he shall determine for use consistent with the purposes for which such funds were contributed and accepted: Provided, That such amounts shall be available for the same time period as the appropriation to which transferred: Provided further, That the Secretary shall report to the Congress all transfers made pursuant to this authority.

Pursuant to the statute establishing the Defense Cooperation Account (10 U.S.C. 2608), funds in the Defense Cooperation Account may be obligated or expended only to the extent and in the manner provided in subsequent appropriations Acts. This proposal would provide the necessary appropriation for the remainder of this fiscal year.

Sec. ____ . (a) Authority To Provide Support.--Of the amount appropriated under the heading, "Drug Interdiction and Counter-Drug Activities, Defense," in this Act, not to exceed \$45,000,000 shall be available for the provision of support for counter-drug activities of the Governments of Afghanistan, Pakistan, Tajikistan, Turkmenistan, and Uzbekistan: Provided, That such support shall be in addition to support provided for the counter- drug activities of such Governments under any other provision of law.

(b) Types of Support.--The support that may be provided using this section shall be limited to the types of support specified in section 1033(c)(1) of the National Defense Authorization Act for Fiscal Year 1998 (Pub. L. 105-85, as amended by Pub. L. 106-398 and Pub. L. 108-136).

(1) In addition, the Secretary of Defense may transfer vehicles, aircraft, individual weapons, detection, interception, monitoring and testing equipment to these Governments for counter-drug activities. Foreign made equipment may be transferred when the use of United States equipment would be inconsistent with local practice, unsustainable, or would be impracticable to maintain.

(2) The Secretary of Defense also may provide sustainment, including ammunition, for counter-drug security forces.

(c) Conditions on Provision of Support.--(1) No funds appropriated in this Act may be obligated to provide support under this section until the end of the 15-day period beginning on the date on which the Secretary submits the written certification for fiscal year 2005 pursuant to section 1033(f) (1) of the National Defense Authorization Act for Fiscal Year 1998, as amended. (2) The elements of the written certification submitted for fiscal year 2005 described in section 1033(g) of that Act shall apply to, and the written certification shall address, the support provided under this section for counter-drug activities of the Governments of Afghanistan, Pakistan, Tajikistan, Turkmenistan, and Uzbekistan.

This section is necessary to enable the Department of Defense to increase critical types of its assistance to the counternarcotics forces of the governments of Afghanistan and neighboring friendly countries.

The authority granted by section 1033 of the National Defense Authorization Act for Fiscal Year 1998, as amended, has proven to be of great value in assisting the counter-drug efforts of our partners. Congress has recognized this and granted past requests to make greater use of this authority by approving extensions of its duration and increasing the authorized number of recipient nations including Afghanistan, Pakistan, Tajikistan, Turkmenistan, and Uzbekistan. To make the best use of this authority, without undermining our important efforts in Colombia, this provision seeks an increase in the yearly authorized funding caps and the ability to provide a broader array of equipment, as well as sustainment, to allied counternarcotics forces. In the absence of higher authorized spending levels for this authority, the Department would be forced to make trade-offs that would come at the expense of vital efforts in either South America or Central Asia. Improving their counter-drug capabilities of our regional partners will allow the United States and its regional partners to more effectively stem the tide of drug trafficking in Central Asia. Curtailing the Afghan drug trade will help to dry up one source of funding for terrorist elements in the region, as well as limit the resources available to others who would challenge the authority of the legitimately elected government in Kabul.

Sec. _____. Under the heading, "Operation and Maintenance, Defense-Wide," in title II of the Department of Defense Appropriations Act, 2005 (Public Law 108-287), strike "\$32,000,000" and insert "\$57,000,000".

This section would provide the Secretary of Defense with additional authority for extraordinary and emergency expenses, which cannot be anticipated, in order to support emergent requirements associated with Iraq and the War on Terror.

Sec. _____. Notwithstanding section 2208 (l) of title 10, United States Code, during the current fiscal year working capital funds of the Department of Defense may utilize advance billing in a total amount not to exceed \$4,000,000,000.

This provision would increase the limitation on advance billing of working capital fund customers from \$1 billion to \$4 billion in FY 2005. The limitation was imposed in peacetime (FY 1999). To

avoid Anti-Deficiency Act violations, agencies may be forced to delay reordering sufficient supplies to maintain inventory levels needed for the war effort. To prevent that, an increase in the advance billing limitation to \$4 billion is requested.

DWCFs are designed to be flexible and responsive to customer demands within a business-like structure. The Funds have surged in response to the Global War on Terror and, in total, are operating at levels 25 percent greater than their peacetime business base. In dollar terms, DWCFs are operating \$22 billion above their \$81 billion peacetime base. For certain of the funds, business has grown 70 to 90 percent above the peacetime level. The size of these variations, the requirement to provide logistics support during war, and the financial volatility involved dictate a larger limitation for financial flexibility in managing these funds.

Sec. _____. Notwithstanding any other provision of law, appropriations that are available in the current fiscal year to the Department of Defense for operation and maintenance may be used to purchase and dispose of weapons from any person, foreign government, international organization or other entity, for the purpose of protecting U.S. forces overseas.

This provision would allow DoD to use operation and maintenance appropriations to purchase and dispose of weapons from any person, foreign government, international organization or other entity, for the purpose of protecting U.S. forces overseas.

While the Department has, in the past, invoked its "emergency and extraordinary expense (EEE)" authority under title 10, U.S. Code, section 127 to buy weapons from local populations, expanding this authority to the Operation and Maintenance, Defense Wide account provides greater flexibility and ensures that EEE is available for unanticipated requirements.

This authority has been used successfully to purchase weapons from local populations in Panama, Somalia, and Haiti. The Department intends to apply the success of these "buy back" programs to deplete the weapons caches in Iraq, Afghanistan, and elsewhere in the War on Terror to protect U.S. forces operating in those regions.

Sec. _____. Section 1201(a) of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Pub. L. 108-375), as amended by section 102, title I, division J, Consolidated Appropriations Act, 2005 (Pub. L. 108-447), is further amended by striking "\$500,000,000" and inserting "\$854,000,000".

The Commander's Emergency Response Program (CERP) enhances the capability of the military commanders to combat terrorism and to support U.S. military operations in Iraq and Afghanistan. The program provides results that people can see. Examples of projects include water and sanitation, electricity, and health care.

CERP was first provided appropriated funds and included Afghanistan under section 1110 of Public Law 108-106.

CERP has proven to be a high-impact, relatively low-cost program indispensable to security and stabilization efforts in Iraq and Afghanistan. Providing a source of cash, it enables military commanders - who are often the only U.S. government officials in daily contact with communities about local needs - to respond immediately to small-scale but urgent humanitarian relief and reconstruction requirements. The program builds trust and support at the grassroots level

Sec. _____. (a) During fiscal year 2005 and notwithstanding section 5547 of title 5, United States Code, the head of an Executive agency may waive the limitation, up to \$200,000, established in that section for total compensation, including limitations on the aggregate of basic pay and premium pay payable in a calendar year, to an employee who performs work while in an overseas location that is in the area of responsibility of the Commander of the U.S. Central Command, in support of, or related to --

- (1) a military operation, including a contingency operation, or
- (2) an operation in response to a declared emergency.

(b) To the extent that a waiver under subsection (a) results in payment of additional premium pay of a type that is normally creditable as basic pay for retirement or any other purpose, such additional pay shall not be considered to be basic pay for any purpose, nor shall it be used in computing a lump-sum payment for accumulated and accrued annual leave under section 5551 of title 5, United States Code.

- (c) The Director of the Office of Personnel Management may issue regulations to ensure appropriate consistency among heads of executive agencies in the exercise of authority granted by this section.

This provision would authorize the Heads of Executive Agencies to waive the annual limitation on total compensation established in sections 5547 of title 5, United States Code, up to \$200,000, for certain Federal civilian employees. These employees must perform while in an overseas location that is in the area of responsibility of the Commander of the U.S. Central Command, in support of, or related to a military operation, including a contingency operation or an operation in response to a declared emergency. Currently such employees are subject to these limitations. The provision would also exclude the additional premium payments resulting from this waiver being creditable for retirement or any other purpose. This waiver authority expires on September 30, 2005.

The annual limitation in section 5547(b)(2) restricts the amount of basic and premium pay that a civilian employee may earn in a calendar year to no more than the maximum rate of pay for a GS-15 (for the employee's permanent duty station; the rates range from \$113,674 for outside the continental United States to \$141,194 for San Francisco), or Level V (\$128,200) of the Executive Schedule (whichever is higher). Premium pay includes payment for overtime, work on Sundays or holidays, night work, and exposure to physical hardships or hazards. Compensatory time for overtime worked is also subject to the limitation.

The annual limitation on premium pay is particularly significant in limiting the Government's flexibility to appropriately compensate employees assigned overseas to combat zones and on contingency or emergency response operations in the area of responsibility of the Commander of U.S. Central Command. Such employees routinely work extended overtime hours and often reach the annual limitation on premium pay before their overseas tour or operation assignment ends. Once employees have reached the annual limitation on premium pay, they can be required to work additional overtime hours, but they cannot be paid for those hours. This situation represents an inequity that has an adverse affect on morale for those working in these highly challenging circumstances.

The number of DOD employees who would exceed the cap annually is estimated at 500 (covered employees based on Army estimates and data related to civilian employees currently deployed to Iraq), resulting in an annual cost (FY 2004 dollars) of \$3.1 million.

Sec. _____. Section 1096(b) of the Intelligence Reform and Terrorism Prevention Act of 2004 (Pub. L. 108-458), is amended -

- (a) by striking "in the fiscal year after the effective date of this Act" and inserting in lieu thereof "in the fiscal years 2005 and 2006"; and
- (b) in paragraph (1) by striking "500 new personnel billets" and inserting in lieu thereof "the total of 500 new personnel positions".

This proposed section would give the Director of National Intelligence (DNI) additional flexibility with respect to the timing and pace of filling the additional positions authorized for the Office of the DNI (ODNI). The expected pace for establishing and initiating the activities of the ODNI requires that the DNI, beginning in FY 2005 and continuing through FY 2006, be able to fill the additional positions authorized by this section. This section will enable the DNI to staff his or her Office without waiting until FY 2006 while minimizing disruption in the workforces of the other intelligence community elements.

Sec. _____. Section 1051a(e) of title 10, United States Code, is amended by striking "September 30, 2005", and inserting "September 30, 2006".

This proposed section would extend the authority contained in the 2003 National Defense Authorization Act (NDAA), and codified at 10 United States Code 1051a, to support coalition liaison officers to September 30, 2006. The current authority expires September 30, 2005. If the FY 2006 NDAA is not enacted by September 30, 2005, U.S. Central Command will have a lapse in that authority, and will be unable to continue to furnish much of the support currently provided. The Department is requesting an extension of the authority in its FY 2006 legislative package.

Sec. _____. Notwithstanding section 308e (c) of title 37, United States Code, during the current fiscal year, the amount and method of payment of a bonus to be paid under subsection (a) shall be determined in accordance with regulations prescribed under subsection (f), except that the amount of such bonus may not exceed \$10,000.

Under section 308e(a), the Secretary concerned may pay a bonus for reserve affiliation to any person who is serving on active duty, has 180 days or less remaining of his active duty obligation, and upon discharge or release from active duty upon the completion of such active duty obligation will have a reserve service obligation; or has served on active duty for any period of time, was discharged or released from active duty under honorable conditions, and is serving a period of reserve service obligation.

This proposal would increase the maximum amount of the reserve affiliation bonus (currently authorized for \$50 per month of reserve obligation) and eliminate the current formula for computing the maximum amount. The bonus would be determined under regulations prescribed by the Secretary of Defense or the Secretary of Homeland Security for the Coast Guard. To be eligible, a person must continue to meet the criteria specified in subsection (b) of section 308e. The bonus would not exceed \$10,000. This proposal would also change the method of payment of the bonus to provide the Secretary of a Military Department with the authority and flexibility to determine the method of paying the bonus. The bonus could be paid in a lump sum payment, in two or more payments, or in monthly installments.

Sec. ____ . Notwithstanding any other provision of law, from funds made available in Operation and Maintenance, Defensewide in this Act, not to exceed \$99,000,000 may be used to provide assistance to the Government of Jordan to establish a regional training center designed to provide comprehensive training programs for regional military and security forces and military and civilian officials, to enhance the capability of such forces and officials to respond to existing and emerging security threats in the region: Provided, That such assistance may include the provision of facilities, equipment, supplies, services, training and funding: Provided further, That the Secretary of Defense may transfer funds to any Federal agency for the purpose of providing such assistance.

This provision would allow the Department of Defense to provide funding for the establishment of a regional training center in Jordan. The center will provide counter-terrorism, special operations, border control, civil defense, emergency/first responder and other training and preparation for regional security forces. The U.S. Government would provide funding to construct and outfit the training center; it would subsequently be owned and operated by the Government of Jordan.

Sec. ____ . (a) Section 1967 of title 38, United States Code, is amended--

(1) in subsection (a)(3)(A), by striking clause (i) and inserting the following new clause:

"(i) In the case of a member-

"(I) \$400,000 or such lesser amount as the member may elect in increments of \$50,000.";

(2) in subsection (a)(3)(B), by striking the word "or" in the last sentence and inserting in lieu thereof the words, "be evenly divisible by \$50,000, and in the case of a"; and

(3) in subsection (d), by striking "\$250,000" and inserting "\$400,000".

(b) Section 1967(a)(3)(B) of title 38, United States Code, is amended by:

(1) inserting "(i)" after "(B)": and

(2) inserting at the end thereof the following new paragraph:

"(ii) Whenever a member elects to reduce or decline the amount of insurance applicable to such member as provided by this section, the Secretary concerned shall provide a notice of such reduction or declination to the member's spouse, or if there is no spouse, to that person designated by the member as beneficiary(ies) or designated as the member's next-of-kin for the purpose of emergency

notification as determined under regulations promulgated by the Secretary of Defense. A married member may not, without the spouse's written concurrence, elect to reduce or decline the amount of insurance provided under section 1967(a)(3)(A)(i)(I) or designate any other person as a beneficiary under this program. The election of a member who is not married is not subject to the concurrence or objection of any other party, notwithstanding the notification of such person as provided for herein, as such notification is provided only as a courtesy to improve awareness of benefits."

(c) Section 1967 of such title is further amended by adding the following before the period at the end of subsection (a)(3)(C):

"as applicable to such member under subsection (a)(3)(A)(i)(I)".

(d) Section 1977 of such title is amended by striking "\$250,000" each place it appears and inserting "\$400,000" in lieu thereof.

(e) Section 1478 of title 10, United States Code is amended by adding at the end the following new subsection:

"(d) The death gratuity payable shall be \$100,000 (in lieu of the amount provided pursuant to subsection (a), as adjusted under subsection (c)), if the death occurred as a direct result of injuries or illness incurred during an operation, area, or circumstance designated for such increase under this section as prescribed in regulations promulgated by the Secretary of Defense."

(f) Effective date: The Secretary of Defense shall take all actions necessary to implement these provisions as soon as practicable.

These amendments to titles 38 and 10, United States Code would enhance the immediate cash payments available to the survivors of service members killed while serving our country. This is accomplished by increasing the service members Group Life Insurance (SGLI) coverage to \$400,000 and for deaths occurring in designated areas, operations, or circumstances it increases the death gratuity to \$100,000.

Section (a) would increase the member's automatic SGLI maximum to \$400,000.

Section (b) would ensure that the SGLI cash payment is available to the surviving spouse, by requiring the consent of a spouse (or the notification of other next-of-kin if there is no spouse) if a member reduces or declines the automatic level of insurance.

Section (c) would limit the coverage for a spouse to be no more than the amount elected by the member.

Section (d) updates the Veterans Group Life Insurance (VGLI) policies to reflect the higher maximum coverage for SGLI.

Section (e) would increase the current \$12,420 death gratuity for deaths on active duty to \$100,000 if the death occurs in a designated area, operation, or circumstance as specified by the Secretary of Defense.

Sec. _____. (a) A one-time death gratuity increase of \$150,000 shall be paid to a beneficiary(ies) in proportion to the share of benefits applicable to such beneficiary(ies) in the payment of insurance proceeds paid under the provisions of subchapter III of chapter 19 of title 38, United States Code, on the basis of the death of a member who died on or after October 7, 2001, but prior to the date of implementation pursuant to subsection (b), and as a direct result of injuries or illness incurred in Operation Enduring Freedom or Iraqi Freedom, as determined under regulations promulgated by the Secretary of Defense. In the case of a member who declined to be insured under such provisions, this benefit shall be divided and paid in equal shares to the person or persons who would have received proceeds under the provisions of law for a member who does not designate named

beneficiaries but who is insured. In the case of such a qualified death, an additional one-time increase in the death gratuity of \$88,000 shall be divided and paid in equal shares to the beneficiary(ies) paid the death gratuity under subchapter II of chapter 75 of title 10, United States Code.

(b) Effective date: The Secretary of Defense shall take all actions necessary to implement this provision as soon as practicable.

This section recognizes the sacrifices made by our members who have been killed in Operation Enduring Freedom and Operation Iraqi Freedom to their country since the beginning of combat operations on October 7, 2001 by making their survivors eligible for the same enhanced benefits that will be afforded future members.

Section (a) would provide for a one-time death gratuity that would have two components. The first component would be a lump sum payment of \$150,000 to replicate the increased SGLI coverage that we will be offering future service members. The second component is an added \$88,000, which will serve as a one-time increase to the death gratuity payment provided for in chapter 75 of title 10. Section (b) provides for the effective date of this section.

TITLE II

DEPARTMENT OF STATE AND RELATED AGENCY ADMINISTRATION OF FOREIGN AFFAIRS

Diplomatic and Consular Programs

For an additional amount for "Diplomatic and Consular Programs," \$767,200,000, to remain available until September 30, 2006.

This request would provide \$767.2 million for Diplomatic and Consular Programs as follows:

- \$690.0 million for logistical, security and other costs associated with United States Mission operations in Iraq.
- \$60.0 million for security and operational costs associated with United States Mission operations in Afghanistan.
- \$17.2 million for start-up and personnel costs for the Office of the Coordinator for Reconstruction and Stabilization to provide capabilities to prepare for and respond to post-conflict reconstruction and stabilization requirements.

DEPARTMENT OF STATE
ADMINISTRATION OF FOREIGN AFFAIRS

Embassy Security, Construction, and Maintenance

For an additional amount for "Embassy Security, Construction, and Maintenance," \$658,000,000, to remain available until expended.

This request would provide \$658.0 million for the Embassy Security, Construction, and Maintenance account. These funds will be used to construct the permanent New Embassy Compound in Baghdad, Iraq, including office, housing, and support facilities; infrastructure; project supervision; and construction security.

DEPARTMENT OF STATE
INTERNATIONAL ORGANIZATIONS AND CONFERENCES

Contributions for International Peacekeeping Activities
(Including Transfer of Funds)

For an additional amount for "Contributions for International Peacekeeping Activities," \$780,000,000, to remain available until September 30, 2006: Provided, That up to \$55,000,000, with the approval of the President, may be transferred to "Peacekeeping Operations," to be made available, notwithstanding any other provision of law, for a Sudan War Crimes tribunal.

This request would provide \$780 million for Contributions for International Peacekeeping Activities to fund assessed costs of United Nations peacekeeping missions, including peacekeeping missions in Sudan/Darfur, Cote d'Ivoire, Haiti, and Burundi, and an expanded mission in Congo, all of which were developed after the formulation of the FY 2005 President's Budget. In addition, up to \$55 million of this request may be made available to support an assessed or voluntary U.S. contribution to a Sudan War Crimes tribunal.

DEPARTMENT OF STATE
OTHER

Migration and Refugee Assistance

For an additional amount for "Migration and Refugee Assistance," \$53,400,000, to remain available until September 30, 2006.

This proposal would provide \$48.4 million to continue to respond to the humanitarian crisis in the Darfur region of Sudan and in Chad. These funds will support the operations of the UN High Commissioner for Refugees (UNHCR), International Committee of the Red Cross, and other international organizations and non-governmental organizations as they provide shelter, food, water, sanitation, health care, and other services to Sudanese refugees in Chad and internally displaced persons in Darfur, Sudan.

The request also includes \$5.0 million to support UNHCR, the International Organization for Migration, and non-governmental organizations efforts to repatriate Sudanese refugees who fled during the North-South conflict.

DEPARTMENT OF STATE
OTHER

International Narcotics Control and Law Enforcement
(Including Transfer of Funds)

For an additional amount for "International Narcotics Control and Law Enforcement," \$660,000,000, to remain available until September 30, 2007, of which up to \$46,000,000 may be transferred to and merged with the "Economic Support Fund" if the Secretary of State determines that this transfer is the most effective and timely use of resources to carry out counternarcotics and reconstruction programs.

This request would provide \$260.0 million to continue the expanded counternarcotics effort in Afghanistan begun in FY 2005. Of the total amount requested, \$95 million would replenish funding advanced to start this expanded effort in the areas of crop eradication, establishment of a National Interdiction Unit, prosecution of drug traffickers, and public information programs. The remaining \$165 million would support the Department of State's contribution to the expanded efforts in eradication (\$89 million), interdiction (\$51 million), law enforcement (\$22 million), and public information (\$3 million). This request preserves the option of the United States Government to aerially eradicate poppy crops, but also allows the Secretary of State to redirect funding from aerial eradication to other counternarcotics programs if the Secretary determines that these funds can be better used to support the counternarcotics effort.

In addition, the request would provide \$400 million to accelerate efforts to provide assistance to Afghan police so that they can increasingly assume responsibility for their nation's security. Assistance provided, directly or through contracts, can include training, equipping, and deploying Afghan police, providing increased counterinsurgency capability for the police force, and assisting Afghanistan in the building of infrastructure and capabilities so that the Afghan government can begin to train, equip, and operate its own police.

BROADCASTING BOARD OF GOVERNORS

International Broadcasting Operations

For an additional amount for "International Broadcasting Operations" for activities related to broadcasting to the broader Middle East, \$4,800,000, to remain available until September 30, 2006.

This request would provide \$4.8 million for the Voice of America, the Middle East Broadcasting Networks, and the International Broadcasting Bureau. Voice of America programming will give people in Iran and other countries in the Middle East and South Asia a means of hearing and understanding American policies, people, institutions, and perspectives. This funding will also support a special initiative to increase the accessibility, listenership, and impact of existing broadcasting services in countries with significant Muslim and Arab populations, including Europe. This initiative will entail a new stream of al-Hurra television broadcasting to Europe, which will provide Arabic speaking audiences in Europe with a source of accurate and balanced news, information, and debate. The initiative also includes expanding radio and television affiliate relationships, dedicated research, marketing, and promotion in countries with significant Muslim and Arab populations.

BROADCASTING BOARD OF GOVERNORS

Broadcasting Capital Improvements

For an additional amount for "Broadcasting Capital Improvements" for capital improvements related to broadcasting to the broader Middle East, \$2,500,000, to remain available until September 30, 2006.

This request would provide \$2.5 million for Broadcasting Capital Improvements to upgrade transmitting systems located in Tajikistan. This upgrade will maximize the strength and reliability of the Broadcasting Board of Governors' broadcasting signals to Pakistan and Central Asia.

INTERNATIONAL ASSISTANCE PROGRAMS INTERNATIONAL SECURITY ASSISTANCE

Economic Support Fund

For an additional amount for "Economic Support Fund," \$1,631,300,000, to remain available until September 30, 2006, of which \$200,000,000 may be provided for programs, activities, and efforts to support Palestinians, notwithstanding any other provision of law.

This request would expand reconstruction efforts in Afghanistan, support key partners in the War on Terror, and support the implementation of a comprehensive peace agreement in Southern Sudan. The request provides:

- \$1.3 billion for assistance to Afghanistan to support the Afghan people and the elected Government of Afghanistan to build democratic institutions and improve infrastructure. Specifically, these funds will build on the accelerated assistance package funded by the FY 2004 Emergency Supplemental Appropriations for Defense and for the Reconstruction of Iraq and Afghanistan (P.L. 108-106).

1 Continue Support for Critical Infrastructure and Economic Development -

\$795.8 million to support the completion of 1,000 kilometers of secondary roads, new activities to improve power transmission and generation capacity, assistance for critical infrastructure, capacity and services in the health and education sectors, expanded program resources for Provincial Reconstruction teams, expansion of clean water projects and agriculture programs to additional towns and provinces, and private sector development activities which include new financing activities for entrepreneurs.

2 Expand Counternarcotics-related Activities - \$248.5 million to support alternative livelihoods programs, and the replenishment of reconstruction and development funds reprogrammed earlier in the fiscal year to fund urgent counternarcotics-related activities.

3 Strengthen Democratic Institutions and the Capacity of the Government of Afghanistan -

\$265.0 million to support direct aid to the government of Afghanistan for salaries, capacity-building, and government infrastructure in provincial capitals and Kabul, assistance for the upcoming parliamentary elections, training for parliamentarians, and activities to strengthen the rule of law, independent media, and civil society with a special emphasis on women.

- \$100.0 million for Jordan to support its efforts in the Global War on Terror.
- \$200.0 million for assistance to help Palestinians build democratic institutions, develop infrastructure, and support critical sectors such as education, home construction, and basic social services. Of these funds, up to \$50 million will also be used on programs to help Israelis and Palestinians work together on economic and social matters, including movement of people and goods in and out of Israel.
- \$22.0 million to support a portion of the peace implementation package for Southern Sudan, specifically the administration of peace, which includes assistance to the National Commissions required by the accords, and support for governance training and political party development.

INTERNATIONAL ASSISTANCE PROGRAMS
INTERNATIONAL SECURITY ASSISTANCE

Foreign Military Financing Program

For an additional amount for the "Foreign Military Financing Program," \$250,000,000.

The request would provide:

- \$150.0 million for Pakistan to provide improved capabilities for border security in the fight against terrorism and to increase interoperability with the United States and coalition forces as part of the President's five-year \$3 billion assistance commitment; and
- \$100.0 million for Jordan to support its efforts in the War on Terror.

INTERNATIONAL ASSISTANCE PROGRAMS INTERNATIONAL SECURITY ASSISTANCE

Peacekeeping Operations

For an additional amount for "Peacekeeping Operations," \$210,000,000, to remain available until September 30, 2006, of which \$200,000,000 is for military and other security assistance to coalition partners in Iraq and Afghanistan.

The request would provide an additional \$210.0 million for the Department of State's Peacekeeping Operations account for military and other security assistance to key coalition partners with troops deployed in Iraq and Afghanistan to help them meet the extraordinary defense costs incurred as a result of coalition participation (\$200 million), and to assist security sector reform efforts in Southern Sudan (\$10 million).

INTERNATIONAL ASSISTANCE PROGRAMS INTERNATIONAL SECURITY ASSISTANCE

Nonproliferation, Anti-Terrorism, Demining and Related Programs

For an additional amount for "Nonproliferation, Anti-Terrorism, Demining and Related Programs," \$32,100,000, to remain available until September 30, 2006, of which not to exceed \$15,000,000, to remain available until expended, may be made available for the Nonproliferation and Disarmament Fund, notwithstanding any other provision of law, to promote bilateral and multilateral activities relating to nonproliferation and disarmament.

This request would provide \$17.1 million to support anti-terrorism training and protection programs in Afghanistan. In addition, this proposal would provide \$15.0 million necessary to support a classified Nonproliferation and Disarmament Fund activity.

INTERNATIONAL ASSISTANCE PROGRAMS
AGENCY FOR INTERNATIONAL DEVELOPMENT

Assistance for the Independent States of the Former Soviet Union

For an additional amount for "Assistance for the Independent States of the Former Soviet Union" for assistance to Ukraine, \$60,000,000, to remain available until September 30, 2006.

This request would provide \$60.0 million to support and consolidate historic gains recently made in the democratic elections in Ukraine. The recent elections provide an opportunity to strengthen democratic institutions and civic society and reinforce economic initiatives, which will improve trade, growth, and reforms.

INTERNATIONAL ASSISTANCE PROGRAMS
AGENCY FOR INTERNATIONAL DEVELOPMENT

International Disaster and Famine Assistance
(Including Transfer of Funds)

For an additional amount for "International Disaster and Famine Assistance," \$44,000,000, to remain available until expended, for emergency expenses related to the humanitarian crisis in the Darfur region of Sudan: Provided, That these funds may be used to reimburse fully accounts administered by the United States Agency for International Development for obligations incurred for the purposes provided under this heading prior to enactment of this Act from funds appropriated for foreign operations, export financing, and related programs.

This request would provide \$44.0 million in international disaster and famine assistance funds for continued support for the humanitarian crisis in the Darfur region of Sudan. The funds will be used to carry out assistance activities, or to replenish costs incurred, to meet emergency needs including shelter, clean water, food, medicine and other supplies necessary for those requiring humanitarian assistance in this region.

INTERNATIONAL ASSISTANCE PROGRAMS
AGENCY FOR INTERNATIONAL DEVELOPMENT

Operating Expenses of the United States Agency for International Development

For an additional amount for "Operating Expenses of the United States Agency for International Development," \$24,400,000, to remain available until September 30, 2006.

This request would provide \$24.4 million for the United States Agency for International Development for security and other extraordinary operating costs in Iraq.

INTERNATIONAL ASSISTANCE PROGRAMS
AGENCY FOR INTERNATIONAL DEVELOPMENT

Transition Initiatives
(Including Transfer of Funds)

For an additional amount for "Transition Initiatives," \$63,000,000, to remain available until expended, for necessary international disaster rehabilitation and reconstruction assistance pursuant to section 491 of the Foreign Assistance Act of 1961, to support transition to democracy and the long-term development of Sudan: Provided, That such support may include assistance to develop, strengthen, or preserve democratic institutions and processes, revitalize basic infrastructure, and foster the peaceful resolution of conflict.

This request would provide \$63.0 million in Transition Initiatives funding for rehabilitation and reconstruction of Sudan to support the good-faith implementation of the Comprehensive Peace Agreement between north and south Sudan signed on January 9, 2005. These funds will be used primarily to support activities in south Sudan, such as building infrastructure, health, governance, education, capacity-building, and the local purchase of food. The focus of programs supported by these funds will be on near-term stabilization of fragility. To implement the United States Agency for International Development's new strategy towards priority fragile states, including Sudan, these funds for rehabilitation and reconstruction are being requested in the Transition Initiatives account.

INTERNATIONAL ASSISTANCE PROGRAMS
AGENCY FOR INTERNATIONAL DEVELOPMENT

Operating Expenses of the United States Agency for International Development Office of Inspector General

For an additional amount for "Operating Expenses of the United States Agency for International Development Office of the Inspector General," \$2,500,000, to remain available until September 30, 2006.

This request would provide \$2.5 million for operating expenses for the United States Agency for International Development's Office of Inspector General to audit the expenditure of funds used for relief and reconstruction in Iraq.

FUNDS APPROPRIATED TO THE PRESIDENT
OTHER BILATERAL ASSISTANCE

Global War On Terror Partners Fund

For necessary expenses to carry out the purposes of the Foreign Assistance Act of 1961 for responding to urgent economic support requirements in countries supporting the United States in the Global War on Terror, \$200,000,000, to remain available until expended: Provided, That these funds may be used only pursuant to a determination by the President that such use will support the global war on terrorism to furnish economic assistance to partners on such terms and conditions as he may determine for such purposes, including funds on a grant basis as a cash transfer: Provided further, That such assistance may be made available under this heading notwithstanding any other provision of law: Provided further, That funds made available under this heading may be transferred by the Secretary of State to other Federal agencies or accounts to carry out the purposes under this heading: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: Provided further, That funds appropriated under this heading shall be considered to be economic assistance under the Foreign Assistance Act for purposes of making available the administrative authorities contained in the Act for the use of economic assistance.

This proposal requests \$200.0 million to provide critical economic assistance to America's partners in the Global War on Terror. These funds will be allocated by the President State to countries in need of a timely infusion of economic assistance for their support the Global War on Terror. The funds will help strengthen the capabilities of our partners to advance democracy and stability around the world.

GENERAL PROVISIONS

Sec. ____ . Section 307(a) of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2227), is further amended by striking "Iraq".

This provision would strike "Iraq" from the list of countries for which the United States is required to withhold from its voluntary contributions to international organizations an amount equal to the United States proportionate share of the cost of any programs such organizations conduct for those countries.

DEPARTMENT OF AGRICULTURE
FOREIGN AGRICULTURAL SERVICE

Public Law 480 Title II Grants

For additional expenses during the current fiscal year, not otherwise recoverable, and unrecovered prior years' costs, including interest thereon, under the Agricultural Trade Development and Assistance Act of 1954, for commodities supplied in connection with dispositions abroad under title II of said Act, \$150,000,000, to remain available until expended.

This request would provide \$150.0 million to reimburse the Public Law 480 Title II Grants account for funds used to address emergency food needs for the growing population of individuals in need of humanitarian assistance in the Darfur region of Sudan and would allow additional U.S. contributions to this and other critical food situations.

TITLE III

DEPARTMENT OF ENERGY
NATIONAL NUCLEAR SECURITY ADMINISTRATION

Defense Nuclear Nonproliferation

For an additional amount for "Defense Nuclear Nonproliferation," \$110,000,000.

This request would provide \$110.0 million for deployment of radiation detection equipment and the training of law enforcement officials in four overseas ports to provide them the technical means to detect, deter, and interdict illicit trafficking in nuclear and other radioactive materials through the Megaports program. This program supplements the Department of Homeland Security's Bureau of Customs and Border Protection Container Security Initiative. These funds are an urgent and critical element in addressing the prevention of covert movement of nuclear material in the War on Terror.

DEPARTMENT OF HOMELAND SECURITY
UNITED STATES COAST GUARD

Operating Expenses

For an additional amount for "Operating Expenses," \$111,950,000.

This request would provide \$112 million to fund U.S. Coast Guard operations in support of Operation Iraqi Freedom and Operation Enduring Freedom. This funding will allow the Coast Guard forces currently stationed in the Persian Gulf to continue to provide port security and law enforcement capabilities, as requested by the Department of Defense Combatant Commander. In addition, a portion of this request (\$55.5 million) will fund the Coast Guard's strategic waterside security teams, which ensure the safety of military assets during maritime outload and return. The request includes necessary resources to fund active duty and mobilized reserve personnel, including medical, travel and per diem costs; operations, such as incremental ship operating hours, logistics support, and incremental fuel purchases; and routine depot-level maintenance.

DEPARTMENT OF HOMELAND SECURITY
UNITED STATES COAST GUARD

Acquisition, Construction and Improvements

For an additional amount for "Acquisition, Construction and Improvements," \$49,200,000, to remain available until September 30, 2007.

This request would provide \$49.2 million to fund major refit, renovation, and subsystem replacement for U.S. Coast Guard 110-foot Patrol Boats. These ships, of which six are deployed in support of Operation Iraqi Freedom, operate at a much higher tempo than planned for domestic activities, and therefore require extensive system overhauls upon return from combat theaters to restore them to pre-deployment conditions. This funding will help ensure that the condition to the Coast Guard's 110-foot Patrol Boat fleet is not degraded by deployments in support of the Department of Defense.

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Salaries and Expenses

For an additional amount for "Salaries and Expenses," \$80,000,000, to remain available until September 30, 2006.

This request would provide \$80.0 million for the Federal Bureau of Investigation (FBI), of which \$40.0 million will be used for expansion of the Terrorist Screening Center (TSC). In 2005, TSC will lease and initiate the renovation of a facility to provide the necessary infrastructure to support its expanding requirements, including implementation of the Secure Flight program. The remaining \$40.0 million would be used to continue supporting FBI personnel deployed to Iraq, including \$12.7 million for weapons, ammunition, equipment, and outfitting; \$7.0 million for

agent/support overtime and hazardous duty pay; and \$20.3 million for airlift requirements of FBI personnel and equipment.

DEPARTMENT OF JUSTICE
DRUG ENFORCEMENT ADMINISTRATION

Salaries and Expenses

For an additional amount for "Salaries and Expenses," \$7,648,000, to remain available until September 30, 2006.

This request would provide \$7.6 million in non-personnel funding to support the Drug Enforcement Administration's (DEA's) involvement in the U.S. Embassy Kabul's Counternarcotics Implementation Plan for Afghanistan. The goal of the Counternarcotics Implementation Plan is to reduce poppy and heroin production in Afghanistan and contribute to the stabilization and rebuilding of the country. These resources will be used to support and equip DEA's Foreign Advisory Support Teams and to provide operational support for a 100-member Counter Narcotics Police - Afghanistan Narcotics Interdiction Unit.

TITLE IV
FUNDS APPROPRIATED TO THE PRESIDENT
OTHER BILATERAL ASSISTANCE

Tsunami Recovery and Reconstruction Fund

For necessary expenses to carry out the Foreign Assistance Act of 1961, for emergency relief, rehabilitation, and reconstruction aid to countries affected by the tsunami and earthquakes of December 2004, , and for other purposes, \$701,000,000, to remain available until September 30, 2006: *Provided*, That these funds may be transferred by the Secretary of State to any Federal agencies or accounts for any activity authorized under part I or chapter 4 of part II of the Foreign Assistance Act, or under the Agricultural Trade Development and Assistance Act of 1954, to accomplish the purposes provided herein: *Provided further*, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: *Provided further*, That funds appropriated under this heading may be used to reimburse fully accounts administered by the United States Agency for International Development for obligations incurred for the purposes provided under this heading prior to enactment of this Act, including Public Law 480 Title II grants: *Provided further*, That the President is hereby authorized to defer and reschedule for such period as he may deem appropriate any amounts owed to the United States or any agency of the United States by those countries significantly affected by the tsunami and earthquakes of December 2004,

including the Republic of Indonesia, the Republic of Maldives and the Democratic Socialist Republic of Sri Lanka. Of the amounts provided herein:

- (1) up to \$45,000,000 for tsunami-affected countries for the modification costs, as defined in section 502 of the Congressional Budget Act of 1974, if any, associated with any deferral and rescheduling authorized under this heading: *Provided further,* That such amounts shall not be considered "assistance" for the purposes of provisions of law limiting assistance to any such affected country;
- (2) up to \$10,000,000 may be transferred to the Development Credit Authority for the cost of direct loans and loan guarantees as authorized by sections 256 and 635 of the Foreign Assistance Act of 1961 in furtherance of the purposes of this heading;
- (3) up to \$27,000,000 may be transferred to "Operating Expenses of the United States Agency for International Development," of which up to \$2,000,000 may be used for administrative expenses to carry out the direct loan and loan guarantee programs authorized under this heading and administered by the United States Agency for International Development;
- (4) up to \$1,000,000 may be transferred to "Operating Expenses of the United States Agency for International Development, Office of Inspector General";
- (5) up to \$5,000,000 may be transferred to "Administration of Foreign Affairs Emergencies in the Diplomatic and Consular Service" for the purpose of providing support services for U.S. citizen victims and related operations;

Provided further, That funds appropriated under this heading may be made available notwithstanding any other provision of law.

The proposed Tsunami Recovery and Reconstruction Fund would provide \$701 million to fund relief and long term recovery and reconstruction programs in countries affected by the December 26, 2004 tsunami, including:

- \$120 million to United States Agency for International Development (USAID) for costs incurred for the immediate response and relief efforts; and
- \$581 million for recovery and reconstruction efforts in affected countries. These funds will be used to rebuild critical infrastructure, including schools, roads, water, and sanitation systems; to provide housing, livelihoods, food, and other services to support the transition of those affected from camps back to their homes and communities; to support projects and activities that contribute to and support good governance, education, political reconciliation and stability; and to enhance disaster early warning and mitigation efforts in the region.

Within these amounts, the Tsunami Recovery and Reconstruction Fund would make available:

- Up to \$45 million to pay for the cost of modifying direct loans and loan guarantees by deferring or rescheduling such credits, as required under the Federal Credit Reform Act;
- Up to \$10 million to pay for the cost of providing new direct loans or loan guarantees through United States Agency for International Development's Development Credit Authority;
- Up to \$27 million for the increased operating costs of providing relief and reconstruction assistance that may be transferred to USAID, including up to \$2 million for the administration of new direct loan and loan guarantee activities managed by Development Credit Authority;
- Up to \$1 million that may be transferred to USAID's Office of Inspector General for operating expenses to audit the expenditure of funds used for tsunami relief and reconstruction assistance; and
- Up to \$5 million for the increased operating costs of emergency services for American citizens and other operations in the region that may be transferred to the Department of State.

DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

Operations, Research, and Facilities

For an additional amount for "Operations, Research, and Facilities," \$4,830,000, to remain available until September 30, 2008, for U.S. tsunami warning capabilities and operations.

This request would provide \$4.8 million to support the expansion and enhancement of U.S. tsunami warning capabilities, including: expansion and upgrades for the sea-level monitoring/tide gauge network; additional personnel to support operations at the Richard H. Hagemeyer Pacific Tsunami Warning Center and the West Coast/Alaska Tsunami Warning Center; expanded Tsunami Ready Community efforts; and the expansion and acceleration of inundation mapping and modeling efforts for at-risk coastal areas.

DEPARTMENT OF COMMERCE
NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

Procurement, Acquisition and Construction

For an additional amount for "Procurement, Acquisition and Construction," \$9,670,000, to remain available until expended, for U.S. tsunami warning capabilities.

This request would provide \$9.7 million to: procure and install new Deep-ocean Assessment and Reporting of Tsunamis buoys; expand facilities to support additional operations; and enhance the seismic network in the Pacific Ocean and the Caribbean/Atlantic Ocean region.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Navy

For an additional amount for "Operation and Maintenance, Navy," \$124,100,000.

This request would provide \$124.1 million to reimburse the Navy for the funds provided for the Department of Defense tsunami relief efforts.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Marine Corps

For an additional amount for "Operation and Maintenance, Marine Corps," \$2,800,000.

This request would provide \$2.8 million to reimburse the Marine Corps for the funds provided for the Department of Defense tsunami relief efforts.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Air Force

For an additional amount for "Operation and Maintenance, Air Force," \$30,000,000.

This request would provide \$30.0 million to reimburse the Air Force for the funds provided for the Department of Defense tsunami relief efforts.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Operation and Maintenance, Defense-Wide

For an additional amount for "Operation and Maintenance, Defense-Wide," \$29,150,000.

This request would provide \$29.2 million to the Operation and Maintenance, Defense-Wide account to reimburse funds used for the Department of Defense tsunami relief efforts.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Overseas Humanitarian, Disaster, and Civic Aid

For an additional amount for "Overseas Humanitarian, Disaster, and Civic Aid," \$36,000,000, to remain available until September 30, 2006.

This request would provide \$36.0 million to the Overseas Humanitarian, Disaster, and Civic Aid account to restore funds used for tsunami relief, including those funds used subsequent to the Presidential Drawdown Determination for tsunami relief.

DEPARTMENT OF DEFENSE
OPERATION AND MAINTENANCE

Defense Health Program

For an additional amount for "Defense Health Program," \$3,600,000.

This request would provide \$3.6 million for costs related to medical treatment of tsunami victims in support of the Department of Defense's relief efforts in Southeast Asia.

DEPARTMENT OF HOMELAND SECURITY
UNITED STATES COAST GUARD

Operating Expenses

For an additional amount for "Operating Expenses," \$350,000.

This request would fund the incremental cost of U.S. Coast Guard air operations in support of tsunami relief efforts in Southeast Asia, as requested by the Department of Defense.

This request includes necessary resources to fund: active duty personnel, including travel and per diem costs; and operations, such as incremental flying hours, logistics support, and incremental fuel purchases.

DEPARTMENT OF THE INTERIOR
UNITED STATES GEOLOGICAL SURVEY

Surveys, Investigations, and Research

For an additional amount for "Surveys, Investigations, and Research," \$8,100,000, to remain available until September 30, 2006.

This request would provide \$8.1 million to the United States Geological Survey for the National Earthquake Information Center. These funds would be used to provide faster earthquake and tsunami detection and notification in and near the United States and its territories, and for expansion of the Global Seismographic Network to provide a more robust real-time earthquake detection and notification system.

GENERAL PROVISION

Sec. _____. Amounts made available pursuant to section 492(b) of the Foreign Assistance Act of 1961, as amended (22 U.S.C. 2292a), to address relief and rehabilitation needs for countries affected by the Indian Ocean tsunami, prior to the enactment of this Act, shall be in addition to the amount that may be obligated in fiscal year 2005 under that section.

This provision would specify that funds made available, with disaster assistance authorities, in foreign assistance accounts other than the International Disaster and Famine Assistance account to address relief and rehabilitation needs in countries affected by the Indian Ocean tsunami under the "borrowing authority" provision in section 492(b) of the Foreign Assistance Act, do not count against the \$50 million annual limitation on the use of this authority.

TITLE V

GENERAL PROVISION-THIS ACT

Sec. _____. Funds appropriated may be obligated and expended notwithstanding section 15 of the State Department Basic Authorities Act of 1956, section 313 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236), section 10 of Public Law 91-672 (22 U.S.C. 2412), and section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 414(a)(1)).

This proposed waiver is necessary because there is no foreign relations authorization act for FY 2005.

Sec. _____. The amounts made available in this Act are designated by the Congress as emergency requirements for the specific purposes provided herein.